

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

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FIREMAN'S FUND INSURANCE COMPANY	:	CIVIL ACTION NO.:
	:	04-11578 PBS
	:	
v.	:	
	:	
FIRE SYSTEMS, INC.;	:	
FIRE SUPPRESSION SYSTEMS OF	:	
NEW ENGLAND, INC.;	:	
PRO CON, INC.	:	
and	:	
PAQUETTE ELECTRIC COMPANY, INC.	:	
Defendants	:	AUGUST 21, 2006

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**26(a)(3) PRETRIAL DISCLOSURES**

**A. TRIAL EXHIBITS**

1. Fire Systems, Inc. service contract. (1pg.)
2. Fire Systems, Inc. inspection report dated 11/20/02. (3pgs.)
3. Fire Systems, Inc. invoice dated 12/10/02. (1pg.)
4. Fire Systems, Inc. inspection report dated 1/16/03. (3pgs.)
5. System Test Certificates. (10pgs.)
6. Fungal remediation plan, testing, and reports. (270pgs.)
7. Blueprints of 181 Faunce Corner Road. (7pgs.)
8. Photographs of damage. (49 photos.)
9. Photographs of loss area and alarm suppression system. (51 photos.)
10. Sworn Statement of Loss "Building". (2pgs.)
11. Sworn Statement of Loss "Contents". (2pgs.)
12. Fire Suppression Systems work order dated 1/19/03. (1pg.)
13. Contents Inventory. (5pgs.)
14. Servicemaster report, general release and correspondence related to 2/1/03 loss. (20pgs.)
15. Covino invoices. (3pgs.)
16. Envirotech invoices. (26pgs.)
17. Servicemaster report for 1/19/03 loss. (183pgs.)
18. Purchase orders for replacement items. (21pgs.)

19. Mobile Mini invoices. (17pgs.)
20. Home Depot maintenance warehouse invoices. (4pgs.)
21. American Hotel Register invoice. (2pgs.)
22. Teledex, Ltd. proposal. (2pgs.)
23. Replacement quotes (various). (3pgs.)
24. Coast to Coast invoices. (6pgs.)
25. Hydro-Environmental Technologies invoices. (5pgs.)
26. Paquette Electric invoices. (2pgs.)
27. Fire Suppression Systems invoice. (2pgs.)
28. Canal Carpets invoice. (2pgs.)
29. Loading Technologies invoice. (4pgs.)
30. ABC Disposal invoice. (1pg.)
31. Home Depot invoice. (3pgs.)
32. Insurance Policy declarations. (20pgs.)
33. Richard Papetti report, dated 12/23/05. (4pgs.)
34. Draft Detail Report. (1pg.)
35. Business Income Loss Summary, prepared by Magnan Graizzaro & Associates. (14pgs.)
36. Business Income and Extra Expense Summary, prepared by Swerling Milton Winnick. (30pgs.)
37. Statement of loss prepared by Swerling Milton Winnick. (2pgs.)
38. Swerling Milton Winnick adjustment report. (272pgs.)
39. Stoner & Co. invoice and estimates. (3pgs.)
40. Contract between FCR Associates and Pro-Con, Inc. (29pgs.)

All documents and photos are contained on a compact disc to follow via mail.

#### **B. WITNESSES EXPECTED TO BE CALLED BY PLAINTIFF**

1. Richard Papetti, P.E.  
Abvima Engineering, Inc.  
62 Bay Road  
North Easton, MA 02356-1704  
(508) 238-1440
2. Bruce Swerling  
Swerling Milton Winnick  
36 Washington St. Suite 310  
Wellesley Hills, MA 02481  
(781) 416-1000

3. Doug Maxwell  
29 Henry Street  
Mansfield, MA 02048  
(978) 741-5731 x. 19  
(781) 389-5117
4. Herb Staniszewski  
KW Companies  
304 Boston Post Road  
Wayland, MA 01778  
(508) 358-2090
5. John Palmer  
Fire Systems, Inc.  
955 Reed Road  
North Dartmouth, MA 02860  
(508) 999-4444
6. Charles Barrett  
Fire Systems, Inc.  
955 Reed Road  
North Dartmouth, MA 02860  
(508) 999-4444
7. Cory Rogers  
169 Palmer Street  
New Bedford, MA 02740
8. Scott Duplisea  
27 Gem Drive  
Willimantic, CT
9. James G. DiChaira  
Magnan Graizzaro & Associates  
87 Summer Street, 5<sup>th</sup> Floor  
Boston, MA  
(617) 482-5755

**C. WITNESSES TO BE OFFERED VIA TRANSCRIPT TESTIMONY BY PLAINTIFF**

None.

**FIREMAN'S FUND INSURANCE COMPANY**  
By its attorneys,



Erik Loftus, Esquire (BBO# 656315)  
Law Offices of Stuart G. Blackburn  
Two Concorde Way  
P.O. Box 608  
Windsor Locks, CT 06096  
(860) 292-1116

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

CERTIFICATE OF SERVICE

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FIREMAN'S FUND INSURANCE COMPANY	:	CIVIL ACTION NO.:
	:	04-11578 PBS
v.		
FIRE SYSTEMS, INC.;	:	
FIRE SUPPRESSION SYSTEMS OF	:	
NEW ENGLAND, INC.;	:	
PRO CON, INC.	:	
and	:	
PAQUETTE ELECTRIC COMPANY, INC.	:	
Defendants	:	AUGUST 21, 2006

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I hereby certify that on **August 21, 2006**, a copy of foregoing **26(a)(3) PRETRIAL DISCLOSURES** was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

/s/ Erik Loftus, Esq.  
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